

## Subject card

|                                             |                                                                                                                                                                                                             |                                                          |                                         |                                     |                                                |            |     |
|---------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------|-----------------------------------------|-------------------------------------|------------------------------------------------|------------|-----|
| Subject name and code                       | Criminal Procedure II - auditorium classes, PG_00138338                                                                                                                                                     |                                                          |                                         |                                     |                                                |            |     |
| Field of study                              | Law                                                                                                                                                                                                         |                                                          |                                         |                                     |                                                |            |     |
| Date of commencement of studies             | October 2025                                                                                                                                                                                                |                                                          | Academic year of realisation of subject |                                     | 2027/2028                                      |            |     |
| Education level                             | uniform Master's studies                                                                                                                                                                                    |                                                          | Subject group                           |                                     | Obligatory subject group in the field of study |            |     |
| Mode of study                               | part-time studies                                                                                                                                                                                           |                                                          | Mode of delivery                        |                                     | at the university                              |            |     |
| Year of study                               | 3                                                                                                                                                                                                           |                                                          | Language of instruction                 |                                     | Polish                                         |            |     |
| Semester of study                           | 6                                                                                                                                                                                                           |                                                          | ECTS credits                            |                                     | 3.0                                            |            |     |
| Learning profile                            | academic                                                                                                                                                                                                    |                                                          | Assessment form                         |                                     | credit                                         |            |     |
| Conducting unit                             | Faculty of Law and Administration -> Rector                                                                                                                                                                 |                                                          |                                         |                                     |                                                |            |     |
| Name and surname of lecturer (lecturers)    | Subject supervisor                                                                                                                                                                                          |                                                          | mgr Dawid Marko                         |                                     |                                                |            |     |
|                                             | Teachers                                                                                                                                                                                                    |                                                          |                                         |                                     |                                                |            |     |
| Lesson types                                | Lesson type                                                                                                                                                                                                 | Lecture                                                  | Tutorial                                | Laboratory                          | Project                                        | Seminar    | SUM |
|                                             | Number of study hours                                                                                                                                                                                       | 0.0                                                      | 15.0                                    | 0.0                                 | 0.0                                            | 0.0        | 15  |
|                                             | E-learning hours included: 0.0                                                                                                                                                                              |                                                          |                                         |                                     |                                                |            |     |
| Learning activity and number of study hours | Learning activity                                                                                                                                                                                           | Participation in didactic classes included in study plan |                                         | Participation in consultation hours |                                                | Self-study | SUM |
|                                             | Number of study hours                                                                                                                                                                                       | 15                                                       |                                         | 0.0                                 |                                                | 60.0       | 75  |
| Subject objectives                          | Introduction to the issue of procedural criminal law as an instrument for the implementation of substantive criminal law norms and as an instrument for the realisation of the state of procedural justice. |                                                          |                                         |                                     |                                                |            |     |

| Learning outcomes               | Course outcome                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | Subject outcome                                                                                                                                                                                                                                                                  | Method of verification                                                                                                                                                                 |
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|                                 | [PRAWOJ5_KR06] prepares responsibly for work, is able to set priorities and organise work accordingly                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | The student responsibly prepares to solve problems in the field of criminal procedural law, both by formulating solutions in the form of opinions and in writing, and is able to set priorities and plan the stages of task implementation appropriately.                        | [SK1] oral statement/conversation/discussion<br>[SK4] test/exam - oral or written<br>[SK5] implementation of a problem task                                                            |
|                                 | [PRAWOJ5_KK01] is able to evaluate level of knowledge and skills and understands the need for continuing education and the need to seek assistance from experts                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | The student is able to critically assess their level of knowledge and skills in the field of criminal procedural law, and understands the need for continuous learning and seeking expert advice.                                                                                | [SK1] oral statement/conversation/discussion<br>[SK4] test/exam - oral or written<br>[SK5] implementation of a problem task                                                            |
|                                 | [PRAWOJ5_UW03] is able to use complex theoretical approaches and apply them appropriately to the legal problem being solved                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | The student is able to use complex theoretical approaches in the field of criminal procedural law and apply them appropriately to the legal problem being solved.                                                                                                                | [SU1] oral statement/conversation/discussion<br>[SU4] test/exam - oral or written<br>[SU5] implementation of a problem task                                                            |
|                                 | [PRAWOJ5_UW02] is able to use theoretical knowledge to analyse and interpret complex legal problems, generate solutions to them and predict the consequences of planned actions                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | The student is able to use theoretical knowledge of criminal procedural law to analyse and interpret complex legal issues, formulate solutions and predict the effects of planned actions from the perspective of the interests of the participants involved in the proceedings. | [SU1] oral statement/conversation/discussion<br>[SU4] test/exam - oral or written<br>[SU5] implementation of a problem task                                                            |
|                                 | [PRAWOJ5_UU10] is able to acquire knowledge efficiently and to develop professional skills using a variety of sources (native and foreign languages) and advanced information and communication techniques                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | The student is able to efficiently acquire knowledge and develop their professional skills in the field of criminal procedural law, using various sources (in their native and foreign languages) and advanced information and communication technologies.                       | [SU1] oral statement/conversation/discussion<br>[SU4] test/exam - oral or written<br>[SU5] implementation of a problem task<br>[SU8] observation of student's independent or team work |
|                                 | [PRAWOJ5_WG07] has an in-depth knowledge of law-making, interpretation and application processes, both international and national, substantive and procedural, private and public law                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | The student has in-depth knowledge of the processes of creating, interpreting and applying criminal procedural law, taking into account not only national law, but also international and EU law.                                                                                | [SW4] test/exam - oral or written<br>[SW1] oral statement/conversation/discussion<br>[SW5] implementation of a problem task                                                            |
| Subject contents                | <p>1. Pre-trial proceedings - case studies concerning in particular: sources of information about the crime, forms of pre-trial proceedings, checking activities, investigation to the necessary extent, participation of parties in pre-trial proceedings, construction of an indictment. 2. Proceedings before the court of first instance - case studies concerning in particular: formal and content-related control of the indictment, structure and course of the main hearing, presence of the accused at the main hearing, role and powers of the presiding judge, reading out minutes and documents, construction of the judgment. 3. Appellate proceedings - case studies concerning in particular: the structure of the appeal, practical aspects of devolution and suspensiveness of appeals, principles of formulation of appeal charges (in the context of each relative ground of appeal), structure and course of the appeal hearing, types of decisions of the appellate court, admissibility and procedure for examination of a complaint. 4. Extraordinary remedies - case studies concerning, in particular, formal requirements for a cassation appeal, grounds for a cassation appeal, principles of formulating cassation charges, grounds for resumption of proceedings, complaint against a cassation verdict. 5. Special modes envisaged by CCP - case studies concerning, in particular, the manner of commencement and course of private prosecution proceedings, construction of a private accusation act, prerequisites of proceedings by way of a warrant, objection as a means of appeal in warrant proceedings, prerequisites and course of proceedings in accelerated proceedings. 6. Creating drafts of selected writings and procedural decisions - as far as they relate to the batches of material being dealt with at a given moment.</p> |                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                        |
| Prerequisites and co-requisites | Criminal procedural law I                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                        |

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| Assessment methods and criteria                                | Subject passing criteria                                                                                                                                                                                       | Passing threshold                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | Percentage of the final grade |
|                                                                | Arithmetic average of marks for projects and other activities (e.g. legal writings, simulations, speeches, papers)                                                                                             | 51.0%                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | 10.0%                         |
|                                                                | Arithmetic average of marks for colloquia (tests)                                                                                                                                                              | 51.0%                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | 60.0%                         |
|                                                                | Arithmetic average of entrance test marks                                                                                                                                                                      | 51.0%                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | 30.0%                         |
| Recommended reading                                            | Basic literature                                                                                                                                                                                               | During the course, students make use of normative acts regulating the issues covered in the programme content and selected case law, as indicated by the tutor. Handbook:S. Waltoś, P. Hofmański, Proces karny. Zarys systemu, 16. ed., Wolters Kluwer, Warsaw 2023.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |                               |
|                                                                | Supplementary literature                                                                                                                                                                                       | 1.<br>M. Cieślak, Polska procedura karna. Podstawowe założenia teoretyczne, Warszawa 1984<br><br>2.<br>J. Grajewski, Przebieg procesu karnego, C.H. Beck, Warszawa 2012<br><br>3.<br>J. Grajewski, K. Papke-Olszauskas, S. Steinborn, K. Woźniewski, Prawo karne procesowe - część ogólna, red. J. Grajewski, C.H. Beck, Warszawa 2011<br><br>4.<br>J. Grajewski, L. K. Paprzycki (eds.), S. Steinborn, Kodeks postępowania karnego. Komentarz, Wolters Kluwer, Warszawa 2013<br><br>5.<br>J. Skorupka (ed.), Kodeks postępowania karnego. Komentarz, C.H. Beck, Warszawa 2020<br><br>6.<br>T. Grzegorzczak, J. Tylman, Polskie postępowanie karne, Wolters Kluwer, Warszawa 2022<br><br>7.<br>J Sprack, A practical approach to criminal procedure, Oxford-New York 2011<br><br>8.<br>C. Peristeridou, A. Klip (eds.), Comparative Perspectives of Criminal Procedure, Intersentia, Cambridge 2024 |                               |
|                                                                | eResources addresses                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |                               |
| Example issues/<br>example questions/<br>tasks being completed | 1 The institution of the exclusion of the so-called judge suspected of bias (iudex suspectus)2. res judicata as a negative procedural condition3. What legal remedies do you know? What features do they have? |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |                               |
| Work placement                                                 | Not applicable                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |                               |

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